

SHELLHARBOUR CITY COUNCIL

Ordinary Council Meeting - Tuesday 10 June 2014

**Minutes of the Ordinary Meeting
of Shellharbour City Council
held at the Council Chambers, Council Administration Centre
Shellharbour City Centre
on Tuesday 10 June 2014 commencing at 6.30 pm**

Present

Mayor	M Saliba
Deputy Mayor	P Rankin
Councillor	K Marsh
Councillor	D Boyle
Councillor	H Stewart
Councillor	J Murray
Councillor	P Moran

In attendance

General Manager	M Willis
Director City Outcomes	C McIntyre
Director Corporate Policy	L Furness
Director Shellharbour Enterprises	M Youell
Executive Manager / Public Officer	F MastroDomenico
Group Manager Community Connections	K Baget-Juleff
Group Manager Corporate Strategy	M Boxall
Group Manager Finance	T Gearon
Group Manager Infrastructure Services	M Boenisch
Group Manager Parks & Sporting Facilities	K Packer
Group Manager City Services	R Crowhurst
Group Manager City Development	G Meredith
Manager Property & Recreation	D Flanagan
Manager Financial Services	P Henderson
Manager Assets & Projects	G Standen
Manager Community & Cultural Life	N Elliott
Manager Libraries & Museum	D Cranson
Manager Environment	M Fields
Corporate Strategy Coordinator	S Colefax
General Manager, The Links Shell Cove	R Stephenson
Natural Area Supervisor	A Lee
Parks Manager	S Rowe
Media Officer	C Lewis
Senior Executive Assistant	L Davey
Council Liaison Officer (Minute Taker)	J Frasca

SHELLHARBOUR CITY COUNCIL

Ordinary Council Meeting - Tuesday 10 June 2014

1. Acknowledgement to Country

Shellharbour City Council acknowledges the Traditional Owners and Custodians of the Land on which we are meeting and pays its respects to Elders past and present.

Webcasting Statement

The Mayor read the usual advice regarding the webcasting of the meetings of the Council and the emergency plan for Council Meetings.

2. Confirmation of Minutes

2.1 Ordinary Meeting 20 May 2014

142 RESOLVED: Marsh/Rankin

That the Minutes of the Ordinary Council Meeting held on 20 May 2014 as circulated be taken as read and confirmed as a correct record of proceedings.

CARRIED UNANIMOUSLY

3. Apologies / Leave of Absence

Ordinary Council Meeting

Nil

4. Confidential Business (Committee of the Whole)

Nil

5. Pecuniary Interest and Conflict of Interest Declarations

Nil

6. Condolences

The Council acknowledged the following deaths in the Local Government area.

Mrs Beverley Grace Clifford of Albion Park

Mr Robert John Samuel of Albion Park

SHELLHARBOUR CITY COUNCIL

Ordinary Council Meeting - Tuesday 10 June 2014

Mrs Barbara Anne Smith	of	Albion Park
Mrs Eileen Dobson	of	Albion Park Rail
Mr John William Power	of	Albion Park Rail
Mrs Allison June Young	of	Albion Park Rail
Mrs Teresa Davey	of	Barrack Heights
Ms Josephine Rowland	formerly of	Barrack Heights
Mrs Velika Petkovska	of	Blackbutt
Mrs Joan Patricia Mason	formerly of	Lake Illawarra
Mr Icilio Mariani	of	Mt Warrigal
Mr James Hands	of	Mt Warrigal
Mr Bronislaw Maciejzyk	of	Oak Flats
Mrs Dawn Galbraith	of	Oak Flats
Mr Ebel Heerema	of	Oak Flats
Mrs Grammatiki Paleologou	of	Oak Flats
Mr Milenko Spremo	of	Oak Flats
Mr George Raymond Olaya	formerly of	Oak Flats
Mrs Wilma Hornung	of	Shellharbour
Mrs Annie Webber	of	Warilla
Mr James McCormack	of	Warilla
Mrs Nancy Joyce Landrigan	of	Warilla
Mr Robert Allcock	of	Warilla
Mr Robert Hartin	of	Warilla

143 A Motion of condolence was passed by all present standing for one minute's silence.

SHELLHARBOUR CITY COUNCIL

Ordinary Council Meeting - Tuesday 10 June 2014

7. Addresses to Council

Please note the following clauses from Council's Code of Meeting Practice:

13.3 Conduct of Addresses

13.3.1 *The duration of individual addresses is strictly limited to four minutes with no extensions permissible*

13.3.2 *Only the Chairperson is permitted to ask questions of any person addressing the Council.*

Agenda Item No & Title	Name
11.1.1 Delivery Program 2013-2017 including Operational Plan 2014/15 and Long Term Financial Plan 2014/15-2023/24	John Davey Callum Harvie-McKay Sonya McKay Don Martin Kay Tomlins Diane Quinlin Dennis Chalker
11.1.3 Policy Review: Privacy Management Plan	Sonya McKay

144 RESOLVED: Rankin/Murray

That Standing Orders be suspended in order for Items 11.1.1 and 11.1.3 the subject of Addresses to Council, to be considered here in the agenda.

CARRIED UNANIMOUSLY

11.1.1 Delivery Program 2013 - 2017 including Operational Plan 2014/15 and Long Term Financial Plan 2014/15-2023/24 (10171292)

MOTION: Murray/Rankin

1. That Council adopt the Delivery Program 2013-2017 including the Operational Plan 2014/15 and the Long Term Financial Plan 2014/15-2023/24 resulting in a projected unrestricted cash budget surplus of \$40,564.
2. That an ordinary rate, consisting of an Ad-Valorem Rate of zero point three four six two three cents in the dollar (0.34623) and a Base Amount of five hundred and fifty one dollars and fifty cents (\$551.50) per assessment in accordance with section 537 of the Local Government Act 1993 on all rateable land in the City of Shellharbour categorised as 'RESIDENTIAL', in accordance with Section 516 of the Local Government Act 1993, be now made for the period 1 July 2014 to 30 June 2015 and in accordance with section 543(1) of the Local Government Act 1993, this rate be named 'RESIDENTIAL'.

Further that the percentage of the base amount, pursuant to Section 500 of the Local Government Act 1993 is forty five per cent (45%) of the total amount payable by the levying of the rate.

3. That an ordinary rate, consisting of an Ad-Valorem Rate of zero point two three five six seven cents in the dollar (0.23567) per assessment on all rateable land in the City of Shellharbour categorised as 'FARMLAND' in accordance with Section 515 of the Local Government Act 1993 be now made for the period 1 July 2014 to 30 June 2015 and in accordance with section 543(1) of the Local Government Act, this rate be named 'FARMLAND'.
4. That an ordinary rate, consisting of an Ad-Valorem Rate of one point zero four one eight two cents in the dollar (1.04182) per assessment on all rateable land in the City of Shellharbour used or zoned for professional/commercial trade or industrial purposes and determined to be a centre of activity and categorised as 'BUSINESS' in accordance with Section 518 of the Local Government Act 1993 be now made for the period 1 July 2014 to 30 June 2015 and in accordance with section 543(1) of the Local Government Act 1993, this rate be named 'BUSINESS'.
5. That a Domestic Waste Service Charge of:
 - i. \$412.00 per annum per 240 litre bin per fortnightly service
 - ii. \$283.00 per annum per 140 litre bin per fortnightly service
 - iii. \$500.00 per annum charge for a weekly service for special needs households

SHELLHARBOUR CITY COUNCIL

Ordinary Council Meeting - Tuesday 10 June 2014

- iv. \$66.00 availability fee

be now made for the period 1 July 2014 to 30 June 2015 in accordance with Section 496 of the *Local Government Act 1993*.

- 6. That a Business Waste Service Charge of:
 - i. \$425.00 per annum per fortnightly service (garbage, recycling & green waste);
 - ii. \$365.00 per annum per fortnightly service (garbage only)
 - iii. \$85.00 per annum per fortnightly service (recycling only)
 - iv. \$375.00 per annum per fortnightly service (garbage and recycling only)
 - v. \$90.00 per annum per fortnightly service (green waste only)
 - vi. \$130.00 per annum per fortnightly service (two recycling bins only)

be now made for the period 1 July 2014 to 30 June 2015 in accordance with Section 501 of the *Local Government Act 1993*.

- 7. That a Stormwater Management Service Charge of:
 - i. \$25 per residential assessment per annum
 - ii. \$12.50 per residential strata unit per annum
 - iii. \$25 per 350m² (or part thereof) per business assessment per annum capped at a maximum charge of \$150
 - iv. Business Strata Lots – pro rata per unit of business calculation per annum be now made for the period 1 July 2014 to 30 June 2015 in accordance with section 496A of the *Local Government Act 1993*.
- 8. That an interest rate of eight point five per cent per annum (8.5% p.a.), accruing daily on rates and charges that remain unpaid after they become due and payable, be now set for the period 1 July 2014 to 30 June 2015 in accordance with Section 566 of the *Local Government Act 1993*.
- 9. That the amount of new loan borrowing application be \$1,544,800 with \$1,544,800 to be borrowed if required from recognised banking institutions or government authorities. These loans will be secured by a mortgage over Council's consolidated fund income.
- 10. That Mayoral and Councillor fees be increased by 2.5 per cent from 1 July 2014.

Councillor Marsh referred to page 133 of the Delivery Program 2013-2017, 6.8 Burial Headstone Section for non-resident fee and resident fee and asked what percentage is costed for footpaths. The General Manager took the Question on Notice.

SHELLHARBOUR CITY COUNCIL

Ordinary Council Meeting - Tuesday 10 June 2014

Councillor Moran provided a personal explanation in relation to comments made by the General Manager.

Councillor Marsh proposed the following amendment to the Motion, which was not accepted by the Mover:

1. That \$15,000.00 be allocated to the Foreshore Improvement Group (FIG).
2. That \$4,000.00 be allocated to the Shellharbour Sports Assistance Fund.

Councillor Marsh attempted to move a POINT of ORDER which did not come to the attention of the Mayor. Councillor Moran MOVED a POINT of ORDER that the Mayor should hear Councillor Marsh's POINT of ORDER before moving on to the next item. The Mayor then asked Councillor Marsh for details of her POINT of ORDER and Councillor Marsh responded that she did not have one.

Councillor Moran asked how much liability Council has been accruing under the carbon tax as it is now, how much we expect to save if the carbon tax is repealed and will there be any allowance made for any potential savings if the carbon tax is repealed other than going into general revenue? The General Manager took the Question on Notice.

Councillor Moran proposed the following amendment to the Motion which was not accepted by the Mover:

That the base rate be reduced to 25%.

145 RESOLVED: Murray/Rankin

1. That Council adopt the Delivery Program 2013-2017 including the Operational Plan 2014/15 and the Long Term Financial Plan 2014/15-2023/24 resulting in a projected unrestricted cash budget surplus of \$40,564.
2. That an ordinary rate, consisting of an Ad-Valorem Rate of zero point three four six two three cents in the dollar (0.34623) and a Base Amount of five hundred and fifty one dollars and fifty cents (\$551.50) per assessment in accordance with section 537 of the Local Government Act 1993 on all rateable land in the City of Shellharbour categorised as 'RESIDENTIAL', in accordance with Section 516 of the Local Government Act 1993, be now made for the period 1 July 2014 to 30 June 2015 and in accordance with section 543(1) of the Local Government Act 1993, this rate be named 'RESIDENTIAL'.

Further that the percentage of the base amount, pursuant to Section 500 of the Local Government Act 1993 is forty five per cent (45%) of the total amount payable by the levying of the rate.

3. That an ordinary rate, consisting of an Ad-Valorem Rate of zero point two three five six seven cents in the dollar (0.23567) per assessment on all rateable land in the City of Shellharbour categorised as 'FARMLAND' in

SHELLHARBOUR CITY COUNCIL

Ordinary Council Meeting - Tuesday 10 June 2014

accordance with Section 515 of the Local Government Act 1993 be now made for the period 1 July 2014 to 30 June 2015 and in accordance with section 543(1) of the Local Government Act, this rate be named 'FARMLAND'.

4. That an ordinary rate, consisting of an Ad-Valorem Rate of one point zero four one eight two cents in the dollar (1.04182) per assessment on all rateable land in the City of Shellharbour used or zoned for professional/commercial trade or industrial purposes and determined to be a centre of activity and categorised as 'BUSINESS' in accordance with Section 518 of the Local Government Act 1993 be now made for the period 1 July 2014 to 30 June 2015 and in accordance with section 543(1) of the Local Government Act 1993, this rate be named 'BUSINESS'.
5. That a Domestic Waste Service Charge of:
 - i. \$412.00 per annum per 240 litre bin per fortnightly service
 - ii. \$283.00 per annum per 140 litre bin per fortnightly service
 - iii. \$500.00 per annum charge for a weekly service for special needs households
 - iv. \$66.00 availability fee

be now made for the period 1 July 2014 to 30 June 2015 in accordance with Section 496 of the *Local Government Act 1993*.

6. That a Business Waste Service Charge of:
 - i. \$425.00 per annum per fortnightly service (garbage, recycling & green waste);
 - ii. \$365.00 per annum per fortnightly service (garbage only)
 - iii. \$85.00 per annum per fortnightly service (recycling only)
 - iv. \$375.00 per annum per fortnightly service (garbage and recycling only)
 - v. \$90.00 per annum per fortnightly service (green waste only)
 - vi. \$130.00 per annum per fortnightly service (two recycling bins only)

be now made for the period 1 July 2014 to 30 June 2015 in accordance with Section 501 of the *Local Government Act 1993*.

7. That a Stormwater Management Service Charge of:
 - i. \$25 per residential assessment per annum
 - ii. \$12.50 per residential strata unit per annum
 - iii. \$25 per 350m² (or part thereof) per business assessment per annum capped at a maximum charge of \$150

SHELLHARBOUR CITY COUNCIL

Ordinary Council Meeting - Tuesday 10 June 2014

- iv. Business Strata Lots – pro rata per unit of business calculation per annum be now made for the period 1 July 2014 to 30 June 2015 in accordance with section 496A of the Local Government Act 1993.
8. That an interest rate of eight point five per cent per annum (8.5% p.a.), accruing daily on rates and charges that remain unpaid after they become due and payable, be now set for the period 1 July 2014 to 30 June 2015 in accordance with Section 566 of the Local Government Act 1993.
9. That the amount of new loan borrowing application be \$1,544,800 with \$1,544,800 to be borrowed if required from recognised banking institutions or government authorities. These loans will be secured by a mortgage over Council's consolidated fund income.
10. That Mayoral and Councillor fees be increased by 2.5 per cent from 1 July 2014.

CARRIED 4/3

FOR VOTE - Cr Boyle, Cr Saliba, Cr Murray, Cr Rankin

AGAINST VOTE - Cr Moran, Cr Stewart, Cr Marsh

11.1.3 Policy Review: Privacy Management Plan (10172419)

MOTION: Moran/Marsh

That this item be deferred to a future meeting of Council pending further discussion with Council Officers and the Privacy Commissioner and that Councillors also be provided with a copy of the model plan on which this document is based.

Councillor Moran asked has the personal information held by Council on residents and ratepayers ever been used for a purpose other than that of which it was collected without the consent of that particular individual? The General Manager took the Question on Notice.

146 RESOLVED: Moran/Stewart

That Councillor Moran be given a five minute extension to conclude his address.

CARRIED UNANIMOUSLY

Councillor Marsh asked what Council is doing in relation to Councillor Moran's claim of privacy breaches. The General Manager took the Question on Notice.

SHELLHARBOUR CITY COUNCIL

Ordinary Council Meeting - Tuesday 10 June 2014

Councillor Moran asked has the 2005 confidential memo headed "complainants and investigations by the Department of Local Government" ever been used for a purpose other than that for which it was prepared? The General Manager took the Question on Notice.

Councillor Murray MOVED a POINT of ORDER during Councillor Marsh's address that her comments did not relate to this item. The Mayor accepted the POINT of ORDER.

147 RESOLVED: Moran/Marsh

That this item be deferred to a future meeting of Council pending further discussion with Council Officers and the Privacy Commissioner and that Councillors also be provided with a copy of the model plan on which this document is based.

CARRIED UNANIMOUSLY

148 RESOLVED: Murray/Rankin

That Standing Orders be resumed.

CARRIED UNANIMOUSLY

Meeting adjourned at 8.21pm

Meeting resumed at 8.34pm

Councillor Moran MOVED a POINT of ORDER on resumption of the meeting that there had been no resolution in relation to the adjournment. The Mayor ruled against the POINT of ORDER and stated that she had believed she had included the meeting adjournment with the resumption of Standing Orders motion.

8. Mayor's Statements / Reports / Presentations

The Mayor outlined the events she has attended since the last Council Meeting.

9. Councillors' Reports

9.1 South East Australian Transport Strategy Inc (SEATS) meeting held 20 and 21 February 2014 (10170665)

149 RESOLVED: Murray/Moran

That Council receive and note the report.

CARRIED UNANIMOUSLY

Business Arising

150 RESOLVED: Marsh/Murray

That Council officers investigate the cost to host a SEATS meeting in this City in November 2015 and this be reported to a future meeting of Council.

CARRIED UNANIMOUSLY

10. Mayoral Minutes

11. Reports

11.1 General Manager

11.1.1 Delivery Program 2013 - 2017 including Operational Plan 2014/15 and Long Term Financial Plan 2014/15-2023/24 (10171292)

This item was considered following Addresses to Council (refer Resolution No. 144).

11.1.2 2014/2015 Events Calendar (10171872)

151 RESOLVED: Boyle/Rankin

1. That Council endorse the Events Calendar attached for 2014/2015.
2. That any additional, non-budgeted events that are not categorised as a civic function that are proposed to be included in the calendar be reported to Council individually for consideration. Any such report is to include the event details and proposed funding and be presented by the way of Mayoral Minute, Councillor or Council Officer report.

CARRIED UNANIMOUSLY

SHELLHARBOUR CITY COUNCIL

Ordinary Council Meeting - Tuesday 10 June 2014

11.1.3 Policy Review: Privacy Management Plan (10172419)

This item was considered following Addresses to Council (refer Resolution No. 146).

11.1.4 Sponsorship Assistance 2014/15 (10165418)

MOTION: Murray/Rankin

1. That Council provide sponsorship to the following groups from the sponsorship budget totalling \$48,500:

Event	recommended amount
Million Paws Walk	\$500.00
Shellharbour Sports Assistance Fund	\$6,000.00
RYDA - Road Safety Education Program	\$4,000.00
KidsFest Shellharbour 2015	\$2,500.00
Southern Stars	\$5,000.00
Oak Flats Billy Cart Derby	\$2,500.00
Sunset Food Markets by the Lake	\$3,000.00
Albion Park Show	\$4,000.00
Sunset Cinemas	\$2,500.00
Shellharbour Festival of Sport	\$500.00
Fair Share Fiascos Pantomime	\$1,500.00
Roller Hawks NWBL Season	\$3,000.00
Illawarra Business Awards	\$5,000.00
RDA Regional Leaders Summit	\$1,500.00
Relay for Life	\$2,000.00
Illawarra Pipe Band	\$500.00
i98fm Convoy	\$3,500.00
Small ad-hoc donations will be provided to support local artists and/or artist groups run small exhibitions, art initiatives in public places and support art groups running from local community centres. These funds will be available to artists and artists groups on request and as identified by Community and Cultural Life.	\$1,000.00
	\$48,500.00

2. That the sponsored events be added to Council's Calendar of Events as "sponsored events" for the next financial year.

SHELLHARBOUR CITY COUNCIL

Ordinary Council Meeting - Tuesday 10 June 2014

Councillor Marsh proposed the following amendment to the Motion, which was not accepted by the Mover:

That \$2500 be taken from Sunset Cinemas and given to the Shellharbour Sports Assistance Fund.

Councillor Marsh FORESHADOWED a MOTION that should the Motion be lost, she would move that this item be deferred and reported back to Council following consultation with the Financial Working Party.

Following the Mayor's address, Councillor Marsh gave a personal explanation in relation to comments made by the Mayor.

The MOTION on being PUT to the Meeting was LOST 3/4

FOR VOTE - Cr Saliba, Cr Murray, Cr Rankin

AGAINST VOTE - Cr Boyle, Cr Moran, Cr Stewart, Cr Marsh

The FORESHADOWED MOTION then became the MOTION on being PUT to the Meeting was CARRIED UNANIMOUSLY

152 RESOLVED: Murray/Rankin

That this item be deferred and reported back to Council following consultation with the Financial Assistance Working Party.

CARRIED UNANIMOUSLY

11.1.5 Monthly Investment Report - April 2014 (10159551)

153 RESOLVED: Murray/Rankin

That Council receive and note the attached Investment Portfolio report, as at 30 April 2014.

CARRIED UNANIMOUSLY

11.2 City Outcomes Directorate

11.2.1 NSW Crime Prevention Grant - Safer Places - Oak Flats Central (10171194)

154 RESOLVED: Moran/Stewart

That the Council accept the Crime Prevention Grant of \$25,000 for improvements to the RSL Sub-Branch building and this be reflected in the 2014/2015 budget at the September Quarter Budget Review.

CARRIED UNANIMOUSLY

11.2.2 State Government Funding for Public Libraries (10169151)

Councillor Stewart excused herself from the meeting at 9.33pm.

Councillor Stewart returned to the meeting at 9.33pm.

MOTION: Boyle/Stewart

That Council:

1. make representation to local State Members Anna Watson MP and Gareth Ward MP in relation to the need for additional funding from the NSW State Government for the provision of public library services.
2. write to the Hon. Troy Grant, Minister for Hospitality, Gaming and Racing and the Arts, calling upon the Government to implement the 2012 Reforming Public Library Funding submission of the Library Council of NSW.
3. approve distribution of NSW Public Library Association's campaign information in Council libraries, including public display of the attached petition.
4. take a lead role in activating the campaign locally.

Councillor Moran proposed the following addition to the Motion, which was accepted by the Mover:

That an additional point be added as point 3 as follows:

3. That Council write to John Robertson Leader of the Opposition asking the Opposition to commit to implementing the 2012 Reforming Public Library funding submission of the Library Council of NSW should they win government in 2015.

155 RESOLVED: Boyle/Stewart

That Council:

1. make representation to local State Members Anna Watson MP and Gareth Ward MP in relation to the need for additional funding from the NSW State Government for the provision of public library services.
2. write to the Hon. Troy Grant, Minister for Hospitality, Gaming and Racing and the Arts, calling upon the Government to implement the 2012 Reforming Public Library Funding submission of the Library Council of NSW.
3. That council write to John Robertson, Leader of the Opposition asking the opposition to commit to implementing the 2012 Reforming Public Library funding submission of the Library Council of NSW should they win government in 2015.
4. approve distribution of NSW Public Library Association's campaign information in Council libraries, including public display of the attached petition.
5. take a lead role in activating the campaign locally.

CARRIED UNANIMOUSLY

11.2.3 Library Overdue Fines Amnesty (10168322)

156 RESOLVED: Rankin/Marsh

That Council endorse:

1. the implementation of a Food for Fines amnesty across Shellharbour City Libraries from 1 – 31 July 2014, with the Shellharbour City Community Church as the recipient of donated food items.
2. that Shellharbour City Libraries operate an annual Food for Fines amnesty in subsequent years, with appropriate charities or community organisations as recipients of donated food items.

CARRIED UNANIMOUSLY

11.3 Corporate Policy Directorate

11.3.1 Regional Waste Avoidance and Recovery Strategy (10171882)

157 RESOLVED: Marsh/Moran

That Council adopt the Regional Waste Avoidance and Recovery Strategy.

CARRIED UNANIMOUSLY

11.3.2 Proposed Process for Waiver of Waste Disposal Fees Following a Storm Event (10170554)

158 RESOLVED: Marsh/Murray

That Council endorse:

1. In the event of a storm or flood event:
 - a. the process of residents registering with Council and Waste Services Staff undertaking an assessment providing authorisation for free disposal of water damaged waste; and
 - b. the granting of authority to the General Manager to waive fees in appropriate instances as the result of a storm or flood event.
2. That the General Manager's delegations be amended accordingly.
3. That any necessary budget adjustments be made at quarterly budget reviews. CARRIED UNANIMOUSLY

11.3.3 Affix Council Seal - Deed of Agreement with Transport for NSW, Roadway and Car Park Shell Cove - Located at Dunmore (10170963)

159 RESOLVED: Marsh/Murray

That the Mayor and General Manager, or his nominated delegate, be authorised to sign the Deed of Agreement and other associated documentation regarding the roadway and car park, Shell Cove located at Dunmore under Council Seal.

CARRIED UNANIMOUSLY

11.4 Shellharbour Enterprises Directorate

11.4.1 Red Cedar Trees (10172673)

160 RESOLVED: Moran/Marsh

1. That Council establish Red Cedars in Stony Range, Blackbutt Reserve and Alex Hoffman Reserve using existing resources.
2. That Council include the planting of Red Cedars as part of the National Tree Day program.

CARRIED UNANIMOUSLY

11.4.2 Replacing Grass and Mulch on Traffic Islands and Roundabouts (10173200)

161 RESOLVED: Stewart/Marsh

That Councillor Moran be given a 1 minute extension to conclude his address.

CARRIED UNANIMOUSLY

162 RESOLVED: Moran/Marsh

1. That Council continue to maintain existing Traffic Islands and Roundabouts and consider strategic sites for planting any other Traffic Islands and Roundabouts.
2. A further report be prepared identifying the social economic costs and benefits.

CARRIED UNANIMOUSLY

12. Committee Recommendations

12.1 Recommendations from the Disability Access Committee Meeting held 14 May 2014 recommended for adoption.

163 RESOLVED: Stewart/Marsh

That the Recommendations from the Disability Access Committee Meeting held of 14 May 2014 be adopted.

CARRIED UNANIMOUSLY

SHELLHARBOUR CITY COUNCIL

Ordinary Council Meeting - Tuesday 10 June 2014

13. Items for Information

13.1 Response to Questions on Notice submitted by Cr Kellie Marsh and Cr Paul Rankin: Water Storage at The Links Shell Cove (10054126)

13.2 Response to Question on Notice submitted by Cr Peter Moran: Australand and Boatharbour Project (10173333)

That the Items for Information be formally noted.

Councillor Moran attempted to move Business Arising for Item 13.2. The Mayor ruled against the request and stated that item 13.2 is tabled on the Business Paper to the Council Meeting for noting only and not as formal business to be transacted at the meeting.

Councillor Moran MOVED a POINT of ORDER that Clause 238 of the Local Government General Regulation 2005 states it is the duty of the chairperson to receive and put to the meeting any lawful motion. The Mayor ruled against the POINT of ORDER and stated that there is no opportunity during this item to move for business arising as this matter is tabled only for notation.

14. Notices of Rescission/Alteration Motions

Nil

15. Notices of Motion

15.1 Notice of Motion submitted by Cr Kellie Marsh: Bass Point & Blackbutt Forest - Request for Committee (10173326)

164 RESOLVED: Marsh/Boyle

That Council officers prepare a report pertaining to the viability of Council forming a committee for Bass Point & Blackbutt Forest to look at the viability of community events and engagement activities to educate the local community of how best to preserve the reserves for future generations.

CARRIED: 6/1

FOR VOTE - Cr Boyle, Cr Saliba, Cr Moran, Cr Murray, Cr Stewart, Cr Marsh
AGAINST VOTE - Cr Rankin

SHELLHARBOUR CITY COUNCIL

Ordinary Council Meeting - Tuesday 10 June 2014

16. Questions on Notice (must be submitted in writing)

165 RESOLVED: Stewart/Marsh

That an extension of 30 minutes be given to conclude the Council meeting.

CARRIED UNANIMOUSLY

Councillor Moran stated he wanted to raise a question in relation to item 13.2 and the Mayor did not accept this request and stated Questions on Notice must be submitted in writing prior to the Council Meeting and included in the Business Paper.

Councillor Moran MOVED a POINT of ORDER in relation the Mayor's ruling. The Mayor ruled against the Point of Order.

Councillor Moran MOVED a further POINT of ORDER in relation to the Mayor's ruling. The Mayor again ruled against the POINT OF ORDER and repeated that she could not accept a Question unless it was submitted in writing prior to the Council Meeting.

Following comments by Councillor Moran, the Mayor MOVED a POINT of ORDER and repeated that any Question on Notice must be submitted in writing.

Councillor Moran again MOVED a further POINT of ORDER in relation to the Mayor's ruling. The Mayor ruled against the POINT OF ORDER and repeated that any Question on Notice must be submitted in writing.

17. Urgent Business

18. Committee of the Whole in Closed Session: Adjournment

19. Committee of the Whole: Consideration of Adoption of Decisions Reached in Closed Session

20. Consideration of Motions to Declassify Reports Considered in Closed Session

Meeting closed 10.09 pm